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MAY 6 - 2005

FCC - MAILROOM

2005 MAY -6 P 2:16

May 3, 2005

Audio Division (MB)  
ATTN: John A. Karousos  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

Dear Mr. Karousos,

I am writing to you at this time to resubmit the petition for rule making I filed on October 15, 2003, requesting the allotment of Channel 259A to Silver Springs Shores, Florida, as the community's first local commercial FM service. I was notified on January 22, 2004 that my petition could not be accepted because it was short-spaced to the license site for the Station WGNE-FM, Channel 260C, of Palatka, FL and its reserved allotment site, Channel 260C0, Middleburg, FL.

At this time, the license application for WGNE-FM to specify operation on Channel 260C1 has been granted, which would eliminate the problem of short spacing. Also, per the Commission's request, I have included an affidavit verifying that the statements contained in my request are accurate to the best of my knowledge.

As the pioneer of this frequency, I would like to be considered for any preferences that may be allowable under FCC rules and regulations. If you have any questions, feel free to contact me at (407) 843-8254 or, for the engineering portion of this request, you can contact my engineer, Barry Magrill, at (905) 908-0119.

Sincerely yours,

*Carrie Tutera Martin*

Carrie Tutera Martin

No. of Copies *075*  
List ABCDE

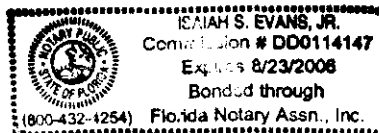
*MB 05-61*

The statements contained in my Petition to modify the FM Table of Allotments are accurate to the best of my knowledge.

Carrie Tutera Martin 5.4.05  
Carrie Tutera Martin

726 Stetson Street  
Orlando, FL 32804

*Isiah S. Evans, Jr.*



BARRY MAGRILL, P.E.

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6809 Medellin Court Jacksonville, FL 32210  
(Tel)904-908-0119 barry@rfengineers.com

**Engineering Comments in Support of Modification of Section 73.202(b) to add Silver Springs Shores, FL on Channel 259**

4 October 2003

Audio Division (MB)  
c/o Office of the Secretary TW B204  
Federal Communications Commission  
445 12th Street, SW  
Washington, DC 20554

Re: Petition to modify the FM Table of Allotments, Section 73.202(b)

Dear Sirs:

The attached engineering exhibits support a resubmitted request that the FCC add Channel 259 in Silver Springs Shores, FL, to its Table of Allotments as its first local aural service. The initial request was returned since the City of License (Middleburg) reference coordinates, for WGNE, were short spaced with the proposed allocation. The reference coordinates for the allocation site are:

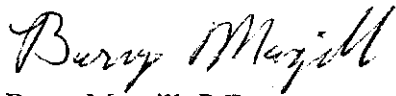
29 degrees 8 minutes 9 seconds North Latitude,  
82 degrees 2 minutes 33 seconds West Longitude

These coordinates are based on the North American Datum 1927 (NAD27). This report includes an "Area to Locate" map, a table of local stations affecting the allocation and a map showing the city grade contour from the proposed allocation point. The Study shows that the allocation point will serve the City of license in its entirety with a seventy dBu signal. It further shows that there are adequate separation distances (based on 47CFR73.207) to the allocation point with the exception of the present WGNE-FM transmitter site in Palatka. WGNE was recently issued a construction permit BPH-

20030417ABW that is clear of the proposed Silver Springs Shores allocation point. The  
The C.P. site in Jacksonville will provide a city grade signal over Middleburg with the  
new antenna located on a tall tower WGNE already owns.

If you have any questions concerning the engineering you may contact me directly at:  
904.908.0119. Thank you.

Respectfully,

A handwritten signature in cursive script that reads "Barry Magrill".

Barry Magrill, P.E.

4 October 2003

## 73.207 Analysis

Barry Magrill

Job: WGNE-FM Silver Springs Shores - CP Granted.fmj

Master Database: 2003\_Oct\_02.fmd

Lat: N29:08:10 Lon: W082:02:32 NAD-83

Scale: 1:500000

Channel: 259 Class: A

Status: Licensed, Construction Permit, Application, Addition, Vacant/Reserved

Channels: Co-Channel, 1st Adj, 2nd Adj, 3rd Adj, IF, TV6

Range: 72 km, Clearance: -0.5km

Comments: No Comments

Description: Silver Springs Shores ALS

rfInvestigator-FM Version 2.0.80

by rfSoftware, Inc.

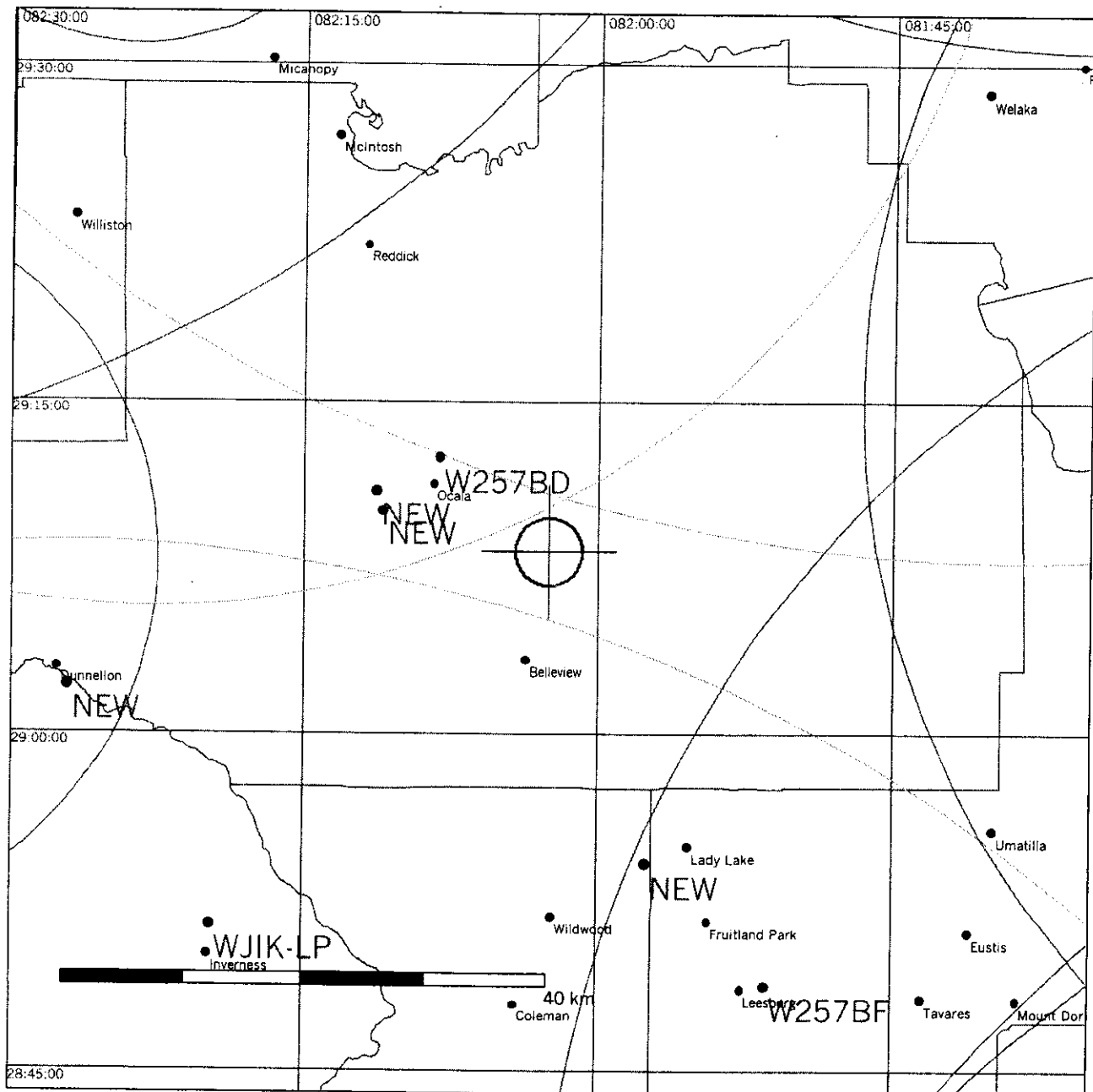
Date: 10/6/2003 4:29:09 PM

Key:

Short

Clear

Clear



## Contour Analysis

Barry Magrill

Job: WGNE-FM Silver Springs Shores - CP Granted.fmj

Master Database: 2003\_Oct\_02.fmd

Lat: N29:08:10 Lon: W082:02:32 NAD-83

Scale: 1:500000

Channel: 259 Class: A

Status: Licensed, Construction Permit, Application, Addition, Vacant/Reserved

Channels: Co-Channel, 1st Adj, 2nd Adj, 3rd Adj, IF, TV6

Range: 72 km, Clearance: -0.5km

Comments: No Comments

Description: Silver Springs Shores City Grade

rfInvestigator-FM Version 2.0.80

by rfSoftware, Inc.

Date: 10/6/2003 5:27:17 PM

Key:

Service

Protected

Co-Channel

1st Adj

2nd/3rd Adj

